

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA . CRIMINAL NO. 04-10303-RCL
.
V. . BOSTON, MASSACHUSETTS
. MARCH 28, 2005
RASHAUN SCOTT .
Defendant .
.

TRANSCRIPT OF CONFERENCE
BEFORE THE HONORABLE JOYCE LONDON ALEXANDER
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

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Proceedings recorded by digital sound recording,
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P R O C E E D I N G S

COURT CALLED INTO SESSION

THE CLERK: The Honorable Joyce London Alexander presiding. You may be seated. Today's date is March 28, 2005. The Court will now hear the case of the United States v. Rashaun Scott, Criminal Case No. 04-10303. Will the attorneys please identify themselves for the record.

MR. RICHARDSON: Robert Richardson for the United States. Good afternoon, Your Honor.

THE COURT: Good afternoon.

MR. SUTTER: Good afternoon, Your Honor, Sam Sutter for Mr. Scott.

THE COURT: This is a final status conference and had the Court given you a date prior to this hearing for your dispositive motions?

MR. SUTTER: Yes, Your Honor.

THE COURT: And what date was that?

MR. SUTTER: That was May 16th, and I think on that day or maybe the day before I filed a motion asking for an extension of time. I had a very busy trial and motion schedule in state court for the last month or so and I have been making some progress on that motion but I could use a little more time before I file it.

THE COURT: The only thing is the Court gave you May, did you say the Court gave - the Court gave you to May 2nd?

1 MR. SUTTER: Oh, fine, that's fine.

2 THE COURT: Okay.

3 MR. SUTTER: That's plenty of time.

4 THE COURT: No. Your motion is to May 2nd.

5 MR. SUTTER: That's what I asked for.

6 THE COURT: I see. But I asked what was the date
7 that the Court gave you at the last hearing for the filing of
8 your dispositive motion?

9 MR. SUTTER: March 16th.

10 THE COURT: I don't know that I can give you that
11 many weeks after a final status conference and then many weeks
12 after the Court has set it. I know your case load may be busy
13 but this is not my case. It's the district Judge's and--

14 MR. SUTTER: I understand.

15 THE COURT: --they want these cases moved up to them
16 as soon as the final status conference is heard.

17 PAUSE

18 THE COURT: I know the motion to suppress that you
19 intend to file. You say you're in the process of preparing it
20 counsel. I can give you a month---

21 MR. SUTTER: That's fine.

22 THE COURT: --from today but that's it.

23 MR. SUTTER: That's sufficient, Your Honor. Thank
24 you.

1 THE COURT: And I need a joint motion to exclude
2 time. When can I have that?

3 MR. RICHARDSON: I can file that electronically
4 within 15 minutes of leaving here, Your Honor.

5 THE COURT: To the 28th, April 28th for the filing.
6 How much time is left or has all time been excluded?

7 MR. RICHARDSON: I think with the filing of the
8 motion it would all be excluded, Your Honor.

9 THE COURT: Okay. Anything further?

10 MR. SUTTER: #4:06:00

11 MR. RICHARDSON: Not from the government.

12 THE CLERK: This matter's now adjourned. Court is in
13 recess.

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CERTIFICATION

I, Maryann V. Young, court approved transcriber, certify that the foregoing is a correct transcript from the official digital sound recording of the proceedings in the above-entitled matter.

/s/ Maryann V. Young

April 9, 2007

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